IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL REVISION APPLICATION NO. 194 OF 2004

Pandurang Dadu Injal. ... Applicant.

V/s.

1. State of Maharashtra.

2. Smt.Rohini Ramchandra Shenai. ... Respondents.

D.A.Nalawade for the applicant.

S.S.Pednekar, APP for respondent No.1- State.

CORAM: V.C.DAGA, J.

DATED: 17th September 2007.

P.C.:

. This revision is directed against the judgment and order dated 7th May, 2004 passed by the Sessions Judge, Sindhudurg at Oros in Criminal Appeal No.31 of 2002, whereby the appeal was dismissed and the order dated 30th September, 2002 passed in Summary Criminal Case No.276/1999 by the Judicial Magistrate, First Class, Kudal (J.M.F.C.) came to be confirmed, whereby the applicant has been convicted for the offences punishable under sections 279, 304-A of Indian Penal code and under section 184 of the Motor Vehicles Act and sentencing him to suffer R.I. for six months and pay fine of Rs.500/- and further sentenced to suffer R.I. for one year and to pay fine of Rs.2,000/- and further to suffer S.I. for one month and to pay a

fine of Rs.500/-.

2. The learned counsel for the applicant submits that fine amount of Rs.3,000/- has already been deposited by the applicant with the J.M.F.C., Kudal. He further submits that the applicant- accused was in jail from 7th May, 2004 to 23rd June, 2004, i.e. for 47 days and from 8th January, 2007 to 17th April, 2007 i.e. for 99 days. In all the applicant has undergone 136 days of imprisonment. He, therefore, prayed that the sentence of fine be enhanced and the imprisonment may be reduced to the extent already undergone. He submits that the applicant is ready and willing to deposit further amount Rs.10,000/- towards fine in addition to the amount of fine already deposited.

3. Heard learned counsel for the applicant and learned A.P.P. for the State.

4. By consent of parties imprisonment of the applicant is reduced to the extent already undergone by enhancing the sentence of fine by Rs.10,000/- in addition to the amount of fine of Rs.3,000/- already deposited.

5. Revision application is disposed of accordingly.

JUDGE